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PATENT
Docket No. H 3540 PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of
Koester, et al.

Serial No. 09/831,432 Examiner:
Filed: 07/30/01 Art Unit:
PCT/EP99/08289
International Filing Date: October 30, 1999
Priority Date Claimed: November 9, 1998
TITLE: CLEAR-RINSING AGENTS FOR MACHINE DISHWASHING

**TRANSMITTAL OF DECLARATION
UNDER 37 CFR SECTION 1.494/5(c)**

Commissioner for Patents
Box PCT
Washington, D.C. 20231

Attn: Barbara A. Campbell
DO/EO/US

Sir:

No original declaration or oath was filed earlier herein. Accordingly, enclosed is the original declaration or oath for this application.

With respect to item no. 5 listed on the Notification of Missing Requirements Form PCT/DO/EO/905, Applicant respectfully submits that no sequence listing is required in the instant application. During a telephone conversation with the undersigned's Administrative Assistant on 7/30/01, Barbara Campbell of the USPTO indicated that the inclusion of the statement set forth above would satisfy Applicant's obligation to respond. Withdrawal of the requirement is respectfully requested.

Please charge our Deposit Account No. 50-1177 in the amount of \$130.00 as prescribed by 37 CFR 1.492(e) for the surcharge and processing fee for filing a declaration on a date later than 20/30 months after the priority date of the application. A triplicate of this sheet is enclosed along with an executed declaration. Order No. 01-0461. Authorization is also granted to charge any deficiency to Deposit Account 50-1177.

08/02/2001 MKATRAGH 00000037 50117 07851452

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130.00 CH

Respectfully submitted,

July 30, 2001
Date

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UNITED STATES PATENT AND TRADEMARK OFFICE

See our notice - 7/30/01

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Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/831432	KOESTER R	H 3540 PCT/U
RECEIVED HENKEL LAW DEPT INTERNATIONAL APPLICATION NO.		
ACTION INFO BSIC/ PCT/EP99/08289		
COGNIS CORPORATION 2500 RENAISSANCE BLVD SUITE 200 GULPH MILLS, PA 19406	REC'D JUN 04 2001	I.A. FILING DATE 30 OCT 99 PRIORITY DATE 09 NOV 98
DUE FILE H 3540 PCT/U DATE MAILED: 30 MAY 2001		

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494) an Elected Office (37 CFR 1.495):

U.S. Basic National Fee. Indication of Small Entity Status.
 Copy of the international application. Translation of the international application into English.
 Oath or Declaration of inventors(s). Translation of Article 19 amendments into English.
 Copy of Article 19 amendments. Other:
 Priority Document.
 The International Preliminary Examination Report in English and its Annexes, if any.
 Translation of Annexes to the International Preliminary Examination Report into English.

2. Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

U.S. Basic National Fee. Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes MUST be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.

7. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917 Notice of Defective Translation
 PTO-875 PCT/DO/EO/920 Barbara A. Campbell